



**CITY OF LODI
COUNCIL COMMUNICATION**

AGENDA TITLE: Adopt Resolution Authorizing City Manager to Execute Agreements with San Joaquin County for Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1

MEETING DATE: August 1, 2012

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution authorizing City Manager to execute agreements with San Joaquin County for Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1.

BACKGROUND INFORMATION: San Joaquin County requires that two agreements be signed by the City and submitted with the annual assessment levy for the Lodi Consolidated Landscape Assessment District No. 2003-1. The Certificate of Assessment Agreement establishes the City's certification that the assessments comply with the requirements of Proposition 218. The Special Assessment Charge Agreement formalizes the County's charge structure for processing the assessments that has been in place for many years. There are no changes to the County's charges.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.



F. Wally Sandelin
Public Works Director

Prepared by Chris Boyer, Assistant Engineer
FWS/CB/pmf
Attachments

APPROVED: 


Konradt Bartlam, City Manager

CERTIFICATION OF ASSESSMENT

The City of Lodi (the "City") hereby certifies that the special assessment(s), fee(s) or charge(s) listed below to be placed on the 2012-2013 Secured Property Tax bill by the City meets the requirements of Proposition 218 that added Articles XIIC and XIID to the California State Constitution.

The City agrees to defend, indemnify and hold harmless the County 'of San Joaquin, the Board of Supervisors, the Auditor-Controller, its officers and employees, from litigation over whether the requirements of Proposition 218 were met with respect to such assessment(s), fee(s), or charge(s).

X _____
Konradt Bartlam, City Manager City of Lodi

X  _____
D. Stephen Schwabauer, City Attorney City of Lodi

2012-2013 Special Assessments and/or Fixed Charges

District Name	SJ County Tax Code
Lodi Consolidated LMD No. 2003-1 - Zone 1	73295
Lodi Consolidated LMD No. 2003-1 - Zone 2	73300
Lodi Consolidated LMD No. 2003-1 - Zone 3	73305
Lodi Consolidated LMD No. 2003-1 - Zone 4	73310
Lodi Consolidated LMD No. 2003-1 - Zone 5	73315
Lodi Consolidated LMD No. 2003-1 - Zone 6	73320
Lodi Consolidated LMD No. 2003-1 - Zone 7	73325
Lodi Consolidated LMD No. 2003-1 - Zone 8	73326
Lodi Consolidated LMD No. 2003-1 - Zone 9	73327
Lodi Consolidated LMD No. 2003-1 - Zone 10	73328

District Name	SJ County Tax Code
Lodi Consolidated LMD No. 2003-1 - Zone 11	73329
Lodi Consolidated LMD No. 2003-1 - Zone 12	73330
Lodi Consolidated LMD No. 2003-1 - Zone 13	73302
Lodi Consolidated LMD No. 2003-1 - Zone 14	73306
Lodi Consolidated LMD No. 2003-1 - Zone 15	73307
Lodi Consolidated LMD No. 2003-1 - Zone 16	73308

SAN JOAQUIN COUNTY SPECIAL ASSESSMENT CHARGE AGREEMENT WITH
CITY OF LODI

DATE:

PARTIES: COUNTY: COUNTY OF SAN JOAQUIN
Auditor-Controller
44 North San Joaquin Street
Suite 550
Stockton, CA 95202

AGENCY:
Name: City of Lodi
Address: 221 W. Pine Street
 Lodi, CA 95240

AGREEMENT:

The County and the City of Lodi (the “City”) agree as follows:

Pursuant to Government Code Section 29304, the City agrees to pay the County one percent (1%) of the assessment amount levied or three dollars (\$3.00) per each assessment on a parcel, whichever is less, for the collection of special assessments or special assessment taxes.

IN WITNESS WHEREOF the parties have executed this agreement the year and date first written above.

COUNTY OF SAN JOAQUIN

CITY OF LODI

By Adrian J. Van Houten
Auditor-Controller

By _____
Konradt Bartlam
City Manager

“COUNTY”

“CITY”

RESOLUTION NO. 2012-114

A RESOLUTION OF THE LODI CITY COUNCIL
AUTHORIZING CITY MANAGER TO EXECUTE
AGREEMENTS WITH SAN JOAQUIN COUNTY FOR
LODI CONSOLIDATED LANDSCAPE MAINTENANCE
ASSESSMENT DISTRICT NO. 2003-1

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WHEREAS, San Joaquin County requires that two agreements be signed by the City and submitted with the annual assessment levy for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1; and

WHEREAS, the Certificate of Assessment Agreement establishes the City's certification that the assessments comply with the requirements of Proposition 218, and the Special Assessment Charge Agreement formalizes the County's charge structure for processing the assessments that has been in place for many years, with no changes being made to the County's charges for processing the assessments.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize the City Manager to execute the Certificate of Assessment Agreement and the Special Assessment Charge Agreement with San Joaquin County for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1.

Dated: August 1, 2012

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I hereby certify that Resolution No. 2012-114 was passed and adopted by the City Council of the City of Lodi in a regular meeting held August 1, 2012, by the following vote:

AYES: COUNCIL MEMBERS - Hansen, Johnson, Katzakian, Nakanishi,
and Mayor Mounce

NOES: COUNCIL MEMBERS - None

ABSENT: COUNCIL MEMBERS - None

ABSTAIN: COUNCIL MEMBERS - None


RANDI JOHL
City Clerk